

UNITED STATES DISTRICT COURT
DISTRICT OF RHODE ISLAND

U.S. DISTRICT COURT
PORTLAND, MAINE
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2006 FEB 16 P 3:48

ARTHUR D'AMARIO, III

PETITIONER

v.

PATRICK G. LYNCH, ATTORNEY
GENERAL FOR THE STATE OF RHODE
ISLAND,

RESPONDENT

BY _____
DEPUTY CLERK

CIVIL No. 05-236-S

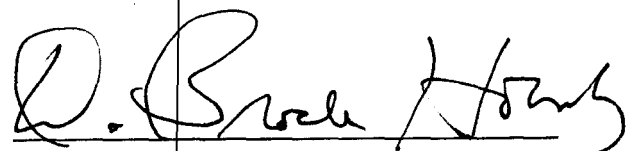
ORDER AFFIRMING RECOMMENDED DECISION OF THE MAGISTRATE JUDGE

The United States Magistrate Judge filed with the court on December 29, 2005 (docketed January 9, 2006), with copies to the parties, her Recommended Decision on the petitioner's 18 U.S.C. § 2254 petition. The petitioner filed an objection to the Recommended Decision on January 4, 2006. I have reviewed and considered the Recommended Decision, together with the entire record; I have made a *de novo* determination of all matters adjudicated by the Recommended Decision; and I concur with the recommendations of the United States Magistrate Judge for the reasons set forth in the Recommended Decision, and determine that no further proceeding is necessary.

It is therefore **ORDERED** that the Recommended Decision of the Magistrate Judge is hereby **ADOPTED**. The 18 U.S.C. § 2254 petition is **DISMISSED**.

SO ORDERED.

DATED THIS 16th DAY OF FEBRUARY, 2006


D. BROCK HORNBY
UNITED STATES DISTRICT JUDGE

**U.S. DISTRICT COURT
DISTRICT OF RHODE ISLAND
CIVIL DOCKET FOR CASE #: 05cv236**

ARTHUR D'AMARIO, III

Petitioner

represented by **ARTHUR D'AMARIO, III**
02989-070
U.S. MEDICAL CENTER
PO Box 4000
SPRINGFIELD, MO 65801-4000
Pro Se

v.

**PATRICK C. LYNCH, Attorney
General for the State of Rhode
Island,**

Respondent

represented by **GERALD J. COYNE**
DEPUTY ATTORNEY GENERAL
150 SOUTH MAIN STREET
PROVIDENCE, RI 02903
(401) 274-4400